

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)
TELNP120USA

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in patent number US 5,931,873, granted _____, and for which a reissue patent is sought on the invention entitled PROGRAMMABLE MOBILE DEVICE WITH THUMB WHEEL

the specification of which

☒ is attached hereto.

☐ was filed on _____ as reissue application number _____ / _____
and was amended on _____
(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☐ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

One of the reasons upon which reissue is based is due to the patentee failing to claim subject matter relating to a bar code reader and the functioning of the bar code reader. This failure caused the patentee to claim less than he had the right to claim in the patent. This subject matter is shown in Figure 1 and is discussed in the patent at column 4, lines 42-48.

Another of the reasons upon which reissue is based is due to the patentee failing to claim subject matter relating to a PCMCIA card slot and a PCMCIA card. This failure caused the patentee to claim less than he had the right to claim in the patent. This subject matter is discussed in the patent at column 4, lines 50-64.

[Page 1 of 2]

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2)

Docket Number (Optional)
TELNP120US

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

Name(s)	Registration Number
Himanshu S. Amin, Reg. No. 40,894; Gregory Turocy Reg. No. 36,952;	
Christopher P. Harris, Reg. No. 43,660; Gary J. Pitzer, Reg. No. 39,334	
John T. Kalnay, Reg. No. 46,816; Gregory Adams, Reg. No. 44,494	

Correspondence Address: Direct all communications about the application to:



Customer Number

50-1063

Type Customer Number here

Place Customer Number Bar
Code Label here

<input checked="" type="checkbox"/> Firm or Individual Name	Amin & Turocy, LLP				
Address	24th Floor, National City Center				
Address	1900 East 9th Street				
City	Cleveland	State	Ohio	Zip	44114
Country	U.S.A.				
Telephone	(216) 696-8730	Fax	(216) 696-8731		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.					
Full name of sole or first inventor (given name, family name) James M. Cisar					
Inventor's signature			Date		
Residence 8770 North Kane Road, Wadsworth, Ohio 44281			Citizenship U.S.		
Mailing Address 8770 North Kane Road, Wadsworth, Ohio 44281					
Full name of second joint inventor (given name, family name)					
Inventor's signature			Date		
Residence			Citizenship		
Mailing Address					
Full name of third joint inventor (given name, family name)					
Inventor's signature			Date		
Residence			Citizenship		
Mailing Address					
<input type="checkbox"/> Additional joint inventors are named on separately numbered sheets attached hereto.					

08/726030

ASSIGNMENT

For One Dollars (\$1.00) and other good and valuable consideration received of the hereinafter named assignee, receipt of which is hereby acknowledged, the undersigned

James M. Cisar
246 North Lyman St.
Wadsworth, Ohio 44281

hereby sells and assigns to **TELXON CORPORATION**, a corporation of Delaware having a place of business at 3330 West Market Street, Akron, Ohio 44333, its successors and assigns, the entire right, title and interest, so far as concerns the United States and the Territories and Possessions thereof and all foreign countries, in and to the inventions entitled

PROGRAMMABLE MOBILE DEVICE WITH THUMB WHEEL

for which application for United States Letters Patent has been filed on _____ under
Serial No. _____, or was executed on the date below and is being filed concurrently herewith, said application for United States Letters Patent, any and all other applications for Letters Patent on said inventions in countries foreign to the United States, including all divisional, renewal, substitute, continuation and Convention applications based in whole or in part upon said inventions or upon said applications, and any and all Letters Patent and reissues and extensions of Letters Patent granted for said inventions or upon said applications, and every priority right that is or may be predicated upon or arise from said inventions, said applications and said Letters Patent; said assignee being hereby authorized to file patent applications in any or all countries on any or all said inventions in the name of the undersigned or in the name of said assignee or otherwise as said assignee may deem advisable, under the International Convention or otherwise; the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments being hereby authorized to issue or transfer all said Letters Patent to said assignee in accordance herewith; this assignment being under covenant, not only that full power to make the same is had by the undersigned, but also that such assigned right is not encumbered by any grant, license, or other right heretofore given, and that the undersigned will do all acts reasonably serving to assure that said inventions, patent applications and Letters Patent shall be held and enjoyed by said assignee as fully and entirely as the same could have been held and enjoyed by the undersigned if this assignment had not been made, and particularly to execute and deliver to said assignee all lawful documents including petitions, specifications, oaths, assignments, invention disclaimers, and lawful affidavits in form and substance which may be requested by said assignee, to furnish said assignee with all facts relating to said inventions or the history thereof and any and all documents, photographs, models, samples or other physical exhibits which may be useful for establishing the facts of conception, disclosure and reduction to practice of said inventions, and to testify in any proceedings relating to said inventions, patent applications and Letters Patent.

Attested By:

Signed:

Date:




James M. Cisar

10/4/96